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# Rewald Trustee Asks Change in Sealing of CIA Records

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The trustee of the bankrupt investment company Bishop, Baldwin, Rewald, Dillingham & Wong plans to ask a federal judge to modify his broad order sealing records in the bankruptcy case related to the CIA.

The order, issued by U.S. Judge Martin Pence Thursday, created some confusion among court clerks and attorneys as to what exactly was to be sealed and what was not.

Attorneys also were worried about the broad wording of the order that seemed to limit them from even talking about the CIA to anyone, whether it related to the case or not.

The order said, in part, that "all parties and their attorneys and their agents . . . are hereby prohibited from communicating to any person . . . information relating to matters pertaining to the CIA."

That prompted one of Ronald R. Rewald's attorney's, Peter Wolff, to wonder whether the order violated the First Amendment.

IRONICALLY, THE order was issued because Rewald's civil attorney planned to submit court

documents that might contain classified information. The U.S. Attorney's Office filed a motion to have all documents mentioning the CIA sealed.

Court clerks, both in the U.S. District Court and U.S. Bankruptcy Court, reacted to the order by saying that all documents filed in Rewald's cases would be sealed because they did not have time to figure out which documents might be sensitive and which were not.

By yesterday, the confusion about the order had subsided somewhat, but there still was not general agreement about how the court records would be handled.

A District Court clerk's office official said that only documents filed by Smith or the U.S. Attor-

ney's Office would be sealed. But it still was not clear if the court docket sheet, which lists all documents filed in a case, would be public.

Bankruptcy court clerks, however, showed their docket sheet on the case to reporters, saying that it was public.

To complicate matters, Smith filed a stack of memorandums and documents yesterday, some of which apparently have nothing to do with the CIA but were sealed.

Smith filed a motion stating that he planned to use classified information in Rewald's defense and also asking that some of Rewald's frozen assets be released to pay his attorneys.

COURT OFFICIALS would not release any of those documents. Another motion sealed with apparently no connection to the CIA is a request by Smith to have Hayes pay insurance premiums on Rewald's life insurance policy.

Attorney Don Gelber, representing trustee Thomas Hayes, said he thought the motions were not sealed and he had showed them to at least one news reporter.

Smith also filed 94 exhibits and a confidential affidavit by Rewald that also were sealed.

As far as Smith's request to release assets to pay attorneys' fees, Gelber said he definitely is against it.

He said the assets represent property acquired with money "taken from investors under false pretenses" and to allow the funds to be used in Rewald's defense "is ludicrous."